ADJUSTMENTS TO APPROVED CLAIM AWARDS AS A RESULT OF REVISED MATHEMATICAL CALCULATIONS

A. Deductions of category "A", "B" and "C" awards

1. In its reports on the first, second and third instalments of category "D" claims, the Panel put forward recommendations that expressly did not take into account any compensation that the claimants concerned might have been awarded in categories "A", "B" or "C". The reason was that, at that time, the processing of the category "C" claims had not yet been completed and the enhanced cross-category matching programme that allows the Commission to check claims data across several categories had not yet been implemented. In its reports, the Panel recommended that prior to the payment of awards in category "D", deductions be made from the "D" awards for losses also compensated in other claims categories. The Panel has been informed by the secretariat that with all of the "C" claims processed and the enhanced cross-category matching programme implemented, the required reductions can now be made.

2. The deductions applied to the category "D" claims include the following: deductions for compensation awarded in categories "A" and "C" for departure losses; deductions for compensation awarded in category "C" for mental pain and anguish; deductions for compensation awarded in categories "B" and/or "C" for medical expenses and loss of income due to personal injury; deductions for compensation awarded in categories "B" and/or "C" for expenses or loss of support due to the death of a spouse, child or parent; and deductions for compensation awarded in category "C" for loss of income, unpaid salaries or support.

3. Recommended awards in respect of category "D" claims in future instalments will be reported net of deductions of relevant "A", "B" and "C" awards.

B. Other adjustments

4. In the course of applying the above-noted deductions, certain other computational inaccuracies were detected that resulted in adjustments to claim awards. These include inaccurate mathematical computations of compensation for mental pain and anguish, loss of income and loss of support. Adjustments have also been made to claim awards where end of service indemnities had previously been deducted (see paragraph 28 of the report and recommendations made by the panel of Commissioners concerning the third instalment of individual claims for damages above US$100,000 (category "D" claims) S/AC.26/1999/9). Some of the adjustments relate to category "D" claim awards from which awards in other categories had to be deducted, and some of them relate to category "D" claims not subject to deductions.

C. Adjusted amounts, as per section B (other adjustments), above by instalment

Table 1. First instalment (part one)

Country or international organization	Previous total recommended award (US$)	Adjusted total recommended award (US$)
Kuwait	1,252,509.00	1,257,509.00

Table 2. Second instalment (part one)

Country or international organization	Previous total recommended award (US$)	Adjusted total recommended award (US$)
Australia	19,409.00	66,557.00
India	524,074.00	552,799.00
Jordan	1,847,662.00	2,096,507.00
Kuwait	2,915,801.00	2,959,411.00
Sudan	1,116,213.00	1,164,585.00
United Kingdom	1,604,892.00	1,646,730.00
United States	1,761,189.00	1,795,645.00

Table 3. Third instalment

Country or International Organization	Previous Total Recommended Award (US$)	Adjusted Total Recommended Award
Italy	51,712.79	58,663.00
Kuwait	5,664,171.70	5,679,172.00
United States	2,161,993.73	2,155,022.00

D. Adjusted amounts, as per section A above, by instalment after category "A", "B" and "C" deductions

5. Based on the deductions (including those applied after the adjustments identified in section C, supra), the aggregate adjusted amounts per country, by claim instalment, are as follows:

Table 4. First instalment (part one) adjustments after deductions

Country or international organization	Previous total recommended award (US$)	Adjusted total recommended award (US$)
Australia	105,307.00	25,395.10
Canada	474,954.00	293,950.74
France	137,854.00	85,950.89
Germany	55,360.00	16,605.67
India	52,283.00	37,138.54
Israel	98,429.00	90,929.00
Italy	88,584.00	11,075.35
Jordan	407,042.00	255,477.41
Kuwait	1,257,509.00	1,059,075.26
Sudan	24,913.00	3,113.69
United Kingdom	187,560.00	51,567.58
United States	2,424,418.00	2,195,245.24

Table 5. Second instalment (part one) adjustments after deductions

Country or international organization	Previous total recommended award (US$)	Adjusted total recommended awards (US$)
Australia	66,557.00	58,557.00
Canada	51,900.00	15,567.82
Denmark	25,086.00	709.34
France	58,338.00	24,038.09
India	552,799.00	393,986.27
Israel	596,514.00	591,514.25
Italy	41,107.00	37,370.20
Jordan	2,096,507.00	1,114,643.52
Kuwait	2,959,411.00	1,728,458.48
Lebanon	122,360.00	100,051.88
Pakistan	117,799.00	48,975.77
Poland	25,494.00	10,634.14
Sudan	1,164,585.00	614,464.32
Syria	243,744.00	240,558.60

Country or international organization	Previous total recommended award (US$)	Adjusted total recommended awards (US$)
United Kingdom	1,646,730.00	956,552.04
United States	1,795,645.00	862,702.41

Table 6. Third instalment adjustments after deductions

Country or international organization	Previous total recommended award (US$)	Adjusted total recommended award (US$)
Australia	167,664.83	84,831.84
Canada	562,930.19	252,031.36
Germany	22,837.40	0.00
India	1,501,591.52	1,102,044.78
Israel	236,713.64	229,167.64
Italy	58,663.00	58,662.79
Jordan	5,145,257.40	3,506,166.42
Kuwait	5,679,172.00	2,381,113.86
Lebanon	119,148.33	75,823.08
Philippines	48,957.18	20,884.52
Sudan	377,168.50	195,899.68
United Kingdom	3,132,729.79	2,120,388.58
United States	2,155,022.00	1,373,856.43
UNRWA (Gaza)	124,166.11	89,218.02

Table 7. Revised total recommended awards after adjustments and deductions

Instalment	Previous total recommended award (US$) a/	Adjusted total recommended award (US$)
First (part one)	5,406,161.00	4,222,472.47
Second (part one)	11,182,109.00	6,909,310.13
Third	19,502,642.64	11,675,688.53

a/ The previous total recommended award amounts in this column include the initial awards approved by the Governing Council in its decisions 47, 49, 55, 59, and 68 (S/AC.26/Dec.47 (1998), S/AC.26/Dec.49 (1998), S/AC.26/Dec.55 (1998), S/AC.26/Dec.59 (1998), S/AC.26/Dec.68 (1999)).

Geneva, 8 September 1999

(Signed) R.K.P Shankardass
Chairman

(Signed) H.M. Joko Smart
Commissioner

(Signed) M.C. Pryles
Commissioner